

1 PETER N. LAMBERTO, State Bar No. 061813
LAMBERTO & KREGER
2 160 West Santa Clara, Suite 1050
San Jose, CA 95113-2311
3 Telephone: (408) 999-0300
Facsimile: (408) 999-0301

4 Attorneys for Plaintiff LISAMARIE BRAYDEN
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 LISAMARIE BRAYDEN

Case No. C 07-04910 JF

12 Plaintiff,
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14 vs.

15 PSC INDUSTRIAL OUTSOURCING, INC.,
MARK BLANCHARD, JOE HAMBY, BRUCE
16 ROBINSON, AND DOES 1-50 AND DOES 1-
50,

17 Defendants.
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**DECLARATION OF CLAIMANT
IN SUPPORT OF REPLY TO
OPPOSITION TO MOTION OF
CLAIMANT TO REMAND TO
SUPERIOR COURT OF
MONTEREY COUNTY**

Date: December 14, 2007

Time: 9 a.m.

Dept. 3

Hon. Jeremy Fogel

19 I, LISAMARIE BRADEN, declare:

20 1. I am the Claimant in the above entitled matter, and the facts stated
21 herein are true of my own personal knowledge, unless stated on information and
22 belief, in which case I believe them to be true.

23 2. Between approximately March 1, 2007 and June 15, 2007, I was
24 employed by defendant PSC Industrial Outsourcing, Inc. (hereafter PSC) at its
25 facility located in San Ardo, County of Monterey, CA. My job was assistant to the
26 Health and Safety Manager, who was defendant herein Mark Blanchard.
27 Defendant Joe Hamby was the Site Manager, and the direct supervisor of Mark
28 Blanchard.

1 3. I complained verbally and in writing to the Human Resources Manager,
2 Cheryl Sarzotti, on or about May 21 and May 22, 2007 of being sexually harassed
3 by my boss, Mark Blanchard, whom I have since learned is a convicted sex
4 offender in Louisiana. The harassment consisted of pulling my shirt out at the
5 neck so he could look down at my breasts, and grabbing my buttocks, among
6 other offensive and inappropriate behavior.

7 4. After being placed on leave, during which an investigation was allegedly
8 conducted, I returned to work on or about June 4, 2007. I was told that the
9 "investigation" did not support my complaints.

10 5. Within days thereafter, I was personally demoted by Site Manager Joe
11 Hamby to "yard duty," and I was told that I was not to work inside at my usual
12 desk. Mr. Hamby refused to tell me what my new job description was, and
13 advised me that I was not to question him about it.

14 6. My previous job responsibility as Assistant to the Health and Safety
15 Manger included the testing and maintenance of safety equipment and supplies.
16 In early May 2007 I was promised a \$2/hour raise because of my outstanding job
17 performance. I was on 24 hour weekend call in cases of emergency, and I was
18 responsible for the maintenance of over forty safety training files.

19 7. In my "new" job, I was instructed by Joe Hamby to clean the
20 warehouse and restack heavy materials, weighing over 100 lbs. I was further
21 ordered by him to clean caustic chemicals from dumpsters, and I was specifically
22 denied the use of safety equipment such as a hard hat, coveralls and goggles by
23 Joe Hamby, though other workers in the yard were issued safety equipment.
24 After performing these tasks and being covered with what I thought was caustic
25 soda ash, but which I later found out may have been vanadium pentoxidel, I was
26 chastised by a dispatcher, who said I should not be performing the tasks without
27 proper safety equipment, and I was sent home.

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